

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN J. LYNCH  
[PP #562783]

v.

LOUIS GEIOLA, et. al.

: CIVIL ACTION

:  
:  
:  
:  
:  
:

NO. 10-3451

ORDER

AND NOW, this

19<sup>th</sup>

day of

January


, 2010,

upon consideration of the pleadings and the record herein, and after review of the Report and Recommendation of M. Faith Angell, United States Magistrate Judge, it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED AND ADOPTED**.
2. The Petition for Writ of Habeas Corpus is **DISMISSED WITHOUT PREJUDICE**.
3. The Commonwealth's Motion for Extension of Time to File Response to the Habeas Petition [Doc. 15] is **DISMISSED AS MOOT**.

There is no probable cause to issue a certificate of appealability.

BY THE COURT:

  
EDUARDO C. ROBRENO J.